STUART RABNER ATTORNEY GENERAL OF NEW JERSEY 124 Halsey Street P.O. Box 45029 Newark, New Jersey 07101 BOARD OF EXAMINERS
OF ELECTRICAL CONTRACTORS

Barbara A. Cook

Executive Director

By:

Ginger R. Provost Deputy Attorney General Tel. (973) 648-4447

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF EXAMINERS OF
ELECTRICAL CONTRACTORS

IN THE MATTER OF THE LICENSE OF

NEIL DeAUGUSTINE, JR. t/a Lynco Electrical Contractors Corporation License #10354

TO PRACTICE ELECTRICAL CONTRACTING IN THE STATE OF NEW JERSEY

Administrative Action

CONSENT ORDER

This matter was opened to the New Jersey State Board of Examiners of Electrical Contractors ("the Board") by way of receipt of information that electrical wiring work performed by Joseph Gerherdt, an unlicensed individual, at 710 Duke Drive, Wenonah, New Jersey was performed in a substandard manner, which the Board has reviewed. In addition, The Board conducted an investigation and finds that Neil DeAugustine, Jr., t/a Lynco Electrical Contractors Corporation ("respondent") violated N.J.S.A 45:5A-9 and N.J.A.C. 13:31-3.2 in that he endorsed an electrical subcode technical section permit under the name of Lynco Electrical Contractors Corporation but did not perform the work or take any action to withdraw the permit and allowed

unlicensed personnel to perform the work. The Board having considered the documentation provided and the testimony of respondent and other witnesses at an investigative inquiry which was held on March 14, 2007 finds that sufficient cause exists to enter into this Order and this Order is sufficiently protective of the public health, safety and welfare and respondent agreeing to waive any right to further proceedings and agreeing to the terms of this Order,

IT IS, THEREFOR ON THIS 6 day of April , 2007, ORDERED that:

- 1. Respondent shall contact consumer, Bonnie Ciocco, and make any and all necessary electrical repairs to her home located at 710 Duke Drive, Wenonah, New Jersey to correct the service issues she continues to experience as a result of the electrical wiring work performed under permits #05-1143 and 05-1143, including, but not limited to, obtaining a new permit, should additional work be required, and obtaining a final inspection by the Township of Deptford. Respondent shall submit proof of final inspection approval to the Board within fifteen (15) days of issuance of the approval by the Township and no later than ninety (90) days from the date of this Order.
- 2. Should any dispute arise with respect to the scope of work to be performed, Respondent shall immediately contact Barbara Cook, Executive Director, at 973/648-6410 and send a confirming facsimile to the Board at 973/648-3355 to advise the Board of the issues in dispute. The Board shall respond in writing as to what action, if any, it will require respondent to take and respondent agrees that he will comply with the Board's direction.
 - 3. Upon signing this Order, respondent shall forward a certified check or

money order in the amount of \$475.00 to the Board made payable to Bonnie Ciocco for restitution to Ms. Ciocco for electrical repairs to her home made by a second contractor who corrected work done under permits issued to Lynco Corporation, Electrical Contractors specifically identified in paragraph one above.

- 4. Respondent shall use his best effort to provide information to the Board concerning the location of Joseph Gerhardt who is believed to be the contractor who provided the substandard electrical contracting services at 710 Duke Drive, Wenonah, New Jersey.
- 5. Failure to comply with any of the terms of this Consent Order may result in further disciplinary action being taken by the Board.
- 6. Should respondent violate any provisions of the Electrical Contractors Licensing Act of 1962, N.J.S.A. 45:5A-1 et seq., or the regulations, N.J.A.C. 13:31-1.1 et seq., he may be subject to enhanced penalties as a second violation.

STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS

oseph P Schooley

I have read this Consent Order and understand the terms. I agree to be bound by the terms of this Consent Order

Neil DeAugustine, Jr.

Individually and on behalf of

Lynco Electrical Contractors Corporation

<u>4-6-07</u> Date